AFC Electoral Code

Edition 2017
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**CHAPTER FOUR: FINAL PROVISIONS**

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Preliminary Chapter

1. Scope of Application

This AFC Electoral Code (Code) is applicable to the elections to the AFC Executive Committee pursuant to the AFC Statutes. In addition, the FIFA Statutes and the FIFA Governance Regulations are applicable to the elections to the FIFA Council.

2. General Principles

2.1 The democratic principles of separation of powers, transparency and publication of AFC electoral processes must be observed without exception.

2.2 Government interference of any kind in the AFC electoral process is not permitted. Consequently, government rules regarding elections shall not apply to the elected AFC bodies, this Code and any AFC electoral rules.

2.3 The Electoral Committee shall adapt and approve electoral rules for elections to the AFC Executive Committee in accordance with this Code and pertinent FIFA regulations.

2.4 The AFC shall inform FIFA of:

2.4.1 the commencement of the elections to its elected bodies;

2.4.2 the announcement of the elections and its electoral rules;

2.4.3 the duration of the elections and of the mandates; and

2.4.4 any government interference in the electoral process.

2.5 The elected members of the AFC Executive Committee shall continue to exercise their functions until the completion of the electoral process.
CHAPTER ONE: ELECTORAL COMMITTEE

3. Composition

3.1 The Electoral Committee organises, supervises, and makes all decisions relating to AFC elections unless stipulated otherwise in this Code and/or the FIFA Governance Regulations.

3.2 The members of the Electoral Committee shall be the Chairperson of the AFC Disciplinary Committee, Chairperson of the AFC Appeal Committee and Chairperson of the AFC Audit Committee as at the date of the convocation of the election.

3.2.1 In the event that a member is ineligible or unwilling to carry out their duties, they shall be replaced by the Deputy of the Committee which they chair.

3.2.2 In the event that the replacement is ineligible or unwilling to carry out their duties, they shall be replaced by the most senior member (by time served) of the Committee for which they are Deputy.

3.2.3 In the event that the replacement is ineligible or unwilling to carry out their duties, they shall be replaced by the next most senior member (by time served) of the Committee from which they were appointed. This process shall be continued until no eligible members exist on a specific Committee.

3.2.4 If no eligible members exist on a specific Committee, the AFC Executive Committee shall appoint an eligible member from the other Committees.

3.3 The Electoral Committee shall comprise of:

3.3.1 a Chairperson; and

3.3.2 two (2) Deputy Chairpersons.
3.4 The Chairperson shall be selected by the members of the Electoral Committee.

3.5 The AFC Director of Legal Affairs serves as the Secretary to the Electoral Committee. He takes part in the activities of the Committee in a consultative capacity and is responsible for related logistical and administrative matters.

3.6 In the event that any member of the Electoral Committee:

3.6.1 submits a candidature for an AFC election; or

3.6.2 is a relative, whether by birth or marriage, of one of the candidates; or

3.6.3 has an identifiable conflict of interest (e.g. business relationship with a candidate or of same nationality as a candidate);

they are ineligible to sit on the Electoral Committee and shall be replaced accordingly for the respective electoral period.

3.7 Members of the Electoral Committee shall be expected to officially declare their candidature for an AFC election in such a way as to allow the replacement process to be carried out without any time pressure prejudicial to any AFC election.

3.8 The Electoral Committee may be assisted by the AFC General Secretariat at any time provided that such individuals are not candidates for any AFC election.

4. **Duties**

4.1 The Electoral Committee is responsible for all tasks relating to the organisation, running and supervision of an elective AFC Congress, including without limitation:

4.1.1 strictly enforcing the relevant Statutes, Directives and Regulations of FIFA and the AFC;

4.1.2 strictly enforcing this Code;
4.1.3 strictly enforcing the statutory deadlines for elections;
4.1.4 distributing information to AFC Member Associations, the media and public;
4.1.5 managing relations with government bodies (where necessary);
4.1.6 adopting and strictly enforcing electoral rules for elections to the AFC Executive Committee;
4.1.7 the candidature procedure;
4.1.8 organising the elective AFC Congress;
4.1.9 drawing up the list of voters in accordance with the AFC Statutes;
4.1.10 the voting procedure; and
4.1.11 all other tasks necessary to ensure the smooth running of the electoral process.

5. **Convocation and Quorum**

5.1 The Electoral Committee must be convoked validly by the Chairperson to be entitled to deliberate and pass decisions.

5.2 A quorum is constituted by the absolute majority of the members.

6. **Decisions**

6.1 Decisions must be passed by an absolute majority of the votes cast. If a vote is tied, the Chairperson shall have the casting vote.

6.2 Decisions are recorded in the minutes signed by the Chairperson and the Secretary.
CHAPTER TWO: CANDIDATURES

7. Eligibility
7.1 The eligibility criteria for candidatures are defined within the AFC Statutes.

8. Submission
8.1 Candidatures shall be sent by registered post or delivered in exchange for confirmation of receipt to the AFC General Secretariat in accordance with the AFC Statutes.

9. Examination
9.1 Candidatures shall be examined and an integrity check shall be conducted by the Electoral Committee within fifteen (15) days of the deadline for their submission.

9.2 Candidates shall be informed of the Electoral Committee decision within the same period of fifteen (15) days.

9.3 The official list of candidates shall be provided to the AFC Member Associations in accordance with the AFC Statutes. It shall also be published in the media.
CHAPTER THREE: AFC CONGRESS

10. Deadline for convocation

10.1 An elective AFC Congress shall be convoked in accordance with the AFC Statutes.

10.2 Notification shall be addressed to AFC Member Associations in accordance with the AFC Statutes.

10.3 The elective AFC Congress shall be announced through the media.

11. Ballot papers

11.1 The AFC shall produce the ballot papers under the supervision and charge of the Electoral Committee. The ballot papers shall be printed clearly and legibly.

11.2 The ballot papers shall be a different colour for each round of the election.

12. Urn

12.1 Before the start of voting, the urn for receiving votes (which shall be transparent where possible) shall be opened and presented to the AFC Congress. It shall then be closed and placed in a visible position near the Electoral Committee.

12.2 During the vote, the urn shall be monitored by a member of the Electoral Committee.

13. Polling booths

13.1 Transparent polling booths shall be erected near the urn and polling station so that ballot papers may be completed in secret in accordance with the AFC Statutes.
14. **Vote**

14.1 The Chairperson shall explain the voting procedure in detail and cite any relevant statutory or legislative provisions.

14.2 The Chairperson shall call in turn each AFC Member Association with the right to vote and invite them to move to the front of the hall where the election is taking place.

14.3 Once called, the voting delegate of the AFC Member Association moves to the front of the hall and, after signing, receives the ballot paper.

14.4 The voting delegate of the AFC Member Association completes the ballot paper in the polling booth.

14.5 The voting delegate of the AFC Member Association deposits their ballot paper in the urn, signs the electoral register, and returns to their seat.

15. **Count**

15.1 The counting procedure begins once all ballot papers have been deposited in the urn. The Chairperson opens the urn and tips out the ballot papers.

15.2 Only the Electoral Committee, the Secretary, and members of the AFC General Secretariat approved by the Chairperson may take part in the count. All operations shall be carried out in a way that can be followed clearly by the AFC Congress.

16. **Invalid ballot papers**

16.1 The following ballot papers are considered spoiled:

   16.1.1 ballot papers that do not bear the official distinctive marks defined by the Electoral Committee;

   16.1.2 ballot papers that bear any words other than the names of the candidates;

   16.1.3 ballot papers that are illegible or have been defaced; and
16.1.4 ballot papers that bear identifying marks.

16.2 Spelling mistakes shall result in the invalidity of a vote only if it is not possible to identify with certainty any of the official candidates.

16.3 The Chairperson shall write on the back of any invalid ballot paper (in red) the reasons for its invalidity and confirm with a signature.

17. **Declaration of results**

17.1 Once the urn has been opened, the Electoral Committee shall count out loud the number of ballot papers and verify their validity. If the number of ballot papers is equal to or less than the number of ballot papers issued, the ballot is valid. If it exceeds the number of ballot papers issued, the ballot shall be declared void and a re-vote shall occur immediately in accordance with the procedure described above.

17.2 After the number of ballot papers has been verified, the Electoral Committee shall count the number of votes cast for each candidate.

17.3 Once the count has been completed and verified, the Chairperson shall officially declare the results to the AFC Congress.

17.4 If a second (or subsequent) round of voting is required in accordance with the AFC Statutes, the procedure set out in Articles 14-17 shall be repeated.

18. **Minutes**

18.1 The official minutes of the AFC Congress shall be drafted and approved in accordance with the AFC Statutes. The Chairperson shall additionally sign the minutes.

18.2 The official minutes shall be distributed to the AFC Member Associations and FIFA.

19. **Verification of voters**

19.1 The members of the AFC General Secretariat are specifically responsible for verifying the identity of the voting delegates and ensuring compliance with the voting procedure
CHAPTER FOUR: FINAL PROVISIONS

20. Archiving of documents

20.1 The Electoral Committee shall provide all the official documents relating to the elections to the AFC, which is responsible for passing them on to the relevant bodies, where required, and for archiving them in accordance with the AFC Statutes.

21. Appeal

21.1 Appeals against decisions may be lodged exclusively with the Court of Arbitration for Sport (CAS) in accordance with the AFC Statutes and/or any entry forms submitted to the Electoral Committee. Appeals shall be subject to the following conditions:

21.1.1 the language of arbitration shall be English; and

21.1.2 any hearings (if required) shall be undertaken at the CAS Alternate Hearing Centre in Kuala Lumpur, Malaysia.

22. Matters not provided for

22.1 All matters relating to any AFC election not covered by this Code and/or the AFC Statutes shall be ruled upon by the Electoral Committee.

23. Enforcement

23.1 This AFC Electoral Code was ratified by the AFC Executive Committee when it convened on 1 December 2016 and comes into force immediately.

For the AFC Executive Committee

Shaikh Salman bin Ebrahim Al Khalifa
President

Dato’ Windsor John
General Secretary